

Court of Common Pleas of Philadelphia County  
Trial Division**Civil Cover Sheet**

For Prothonotary Use Only (Docket Number)

**OCTOBER 2019****002584**

E-Filed Number: 1910053231

PLAINTIFF'S NAME  
SHEILA PAULOSDEFENDANT'S NAME  
NORDSTROM RACKPLAINTIFF'S ADDRESS  
644 PINE STREET  
PHILADELPHIA PA 19106DEFENDANT'S ADDRESS  
1700 CHESTNUT STREET  
PHILADELPHIA PA 19103

PLAINTIFF'S NAME

DEFENDANT'S NAME  
NORDSTROM RACK CHESTNUT STREET

PLAINTIFF'S ADDRESS

DEFENDANT'S ADDRESS  
1700 CHESTNUT STREET  
PHILADELPHIA PA 19103

PLAINTIFF'S NAME

DEFENDANT'S NAME  
NORDSTROM, INC.

PLAINTIFF'S ADDRESS

DEFENDANT'S ADDRESS  
1617 6TH AVENUE  
SEATTLE WA 98101

TOTAL NUMBER OF PLAINTIFFS

1

TOTAL NUMBER OF DEFENDANTS

3

COMMENCEMENT OF ACTION

☒ Complaint☐ Petition Action☐ Notice of Appeal☒ Writ of Summons☐ Transfer From Other Jurisdictions

AMOUNT IN CONTROVERSY

☐ \$50,000.00 or less☒ More than \$50,000.00

COURT PROGRAMS

☐ Arbitration☒ Jury☐ Non-Jury☐ Other:☐ Mass Tort☐ Savings Action☐ Petition☐ Commerce☐ Minor Court Appeal☐ Statutory Appeals☐ Settlement☐ Minors☐ W/D/Survival

CASE TYPE AND CODE

2S - PREMISES LIABILITY, SLIP/FALL

STATUTORY BASIS FOR CAUSE OF ACTION

RELATED PENDING CASES (LIST BY CASE CAPTION AND DOCKET NUMBER)

**FILED  
PRO PROTHY****OCT 22 2019****A. SILIGRINI**IS CASE SUBJECT TO  
COORDINATION ORDER?

YES

NO

TO THE PROTHONOTARY:

Kindly enter my appearance on behalf of Plaintiff/Petitioner/Appellant: SHEILA PAULOS

Papers may be served at the address set forth below.

NAME OF PLAINTIFF'S/PETITIONER'S/APPELLANT'S ATTORNEY

THOMAS F. SACCHETTA

ADDRESS

308 EAST SECOND STREET  
MEDIA PA 19063

PHONE NUMBER

(610) 891-9212

FAX NUMBER

(610) 891-7190

SUPREME COURT IDENTIFICATION NO.

46834

E-MAIL ADDRESS

tom@sbattorney.com

SIGNATURE OF FILING ATTORNEY OR PARTY

THOMAS SACCHETTA

DATE SUBMITTED

Tuesday, October 22, 2019, 03:19 pm

FINAL COPY (Approved by the Prothonotary Clerk)

THOMAS F. SACCHETTA, ESQUIRE  
 Attorney I.D. No. 46823  
 SACCHETTA & BALDINO  
 308 East Second Street  
 Media, PA 19063  
 (610) 891-9212

*This is not an arbitration matter. A hearing by the  
 is demanded. An assessment of damages Records  
 hearing is not required.* 22 OCT 2019 03:09 pm

Attorney for plaintiff

SHEILA PAULOS  
 644 Pine Street,  
 Philadelphia, PA 19106

Plaintiff

v.

NORDSTROM RACK  
 1700 Chestnut Street,  
 Philadelphia, PA 19103

and

NORDSTROM RACK CHESTNUT  
 STREET

1700 Chestnut Street,  
 Philadelphia, PA 19103

and

NORDSTROM, INC.

1617 6<sup>th</sup> Avenue,  
 Seattle, WA 98101

Defendants

COURT OF COMMON PLEAS  
 PHILADELPHIA COUNTY  
 CIVIL ACTION

OCTOBER TERM, 2019  
 NO.

JURY TRIAL DEMANDED

### **NOTICE TO DEFEND**

#### **NOTICE**

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or relief requested by the plaintiff. You

may lose money or property or other rights important to you.

**YOU SHOULD TAKE THIS PAPER  
 TO YOUR LAWYER AT ONCE. IF  
 YOU DO NOT HAVE A LAWYER, OR  
 CANNOT AFFORD ONE, GO TO OR  
 TELEPHONE THE OFFICE SET  
 FORTH BELOW TO FIND OUT  
 WHERE YOU CAN GET LEGAL HELP.**

Philadelphia County Bar Association

Lawyers Referral and Information Service

1 Reading Center

Philadelphia, PA 19107

[215] 238-1701

**AVISO**

Le han demandado a usted en la corte. Si usted quiere defenderse de estas demandas expuestas en las paginas siguientes, usted tiene veinte (20) dias de plazo al partir de la fecha de la demanda y la notificacion. Hace falta asentar una compareencia escrita o en persona o con un abogado y entregar a la corte en forma escrita sus defensas o sus objeciones a las demandas en contra de su persona. Sea avisado que si usted no se defiende, la corte tomara medidas y puede continuar la demanda en contra suya sin previo aviso o notificacion. Ademias, la corte puede decidir a favor del demandante y requiere que usted cumpla con todas las provisiones de esta demanda. Usted puede perder dinero o sus propiedades u otros derechos importantes para usted.

**LLEVE ESTA DEMANDA A UN ABOGADO INMEDIATAMENTE. SI NO TIENE ABOGADO O SI NO TIENE EL DINERO SUFICIENTE DE PAGAR TAL SERVICIO, VAYA EN PERSONA O LLAME POR TELEFONO A LA OFICINA CUYA DIRECCION SE ENCUENTRA ESCRITA ABAJO PARA AVERIGUAR DONDE SE PUEDE CONSEGUIR ASISTENCIA LEGAL.**

Asociacion De Licenciados De Filadelfia  
Servicio De Referencia E Informacion Lega

One Reading Center

Filadelfia, Pennsylvania 19107

Telef.: [215] 238-1701

THOMAS F. SACCHETTA, ESQUIRE  
 Attorney I.D. No. 46823  
 SACCHETTA & BALDINO  
 308 East Second Street  
 Media, PA 19063  
 (610) 891-9212

*This is not an arbitration matter. Jury trial  
 is demanded. An assessment of damages  
 hearing is not required.*

Attorney for plaintiff

SHEILA PAULOS  
 644 Pine Street,  
 Philadelphia, PA 19106

Plaintiff

v.

NORDSTROM RACK  
 1700 Chestnut Street,  
 Philadelphia, PA 19103

and

NORDSTROM RACK CHESTNUT  
 STREET

1700 Chestnut Street,  
 Philadelphia, PA 19103

and

NORDSTROM, INC.

1617 6<sup>th</sup> Avenue,  
 Seattle, WA 98101

Defendants

COURT OF COMMON PLEAS  
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**PLAINTIFF'S COMPLAINT**

AND NOW, comes the Plaintiff, by and through her undersigned counsel, Thomas F.

Sacchetta, Esquire, and avers as follows:

1. Plaintiff, Sheila Paulos, is an adult individual residing at 644 Pine Street, Philadelphia, PA 19106.

2. Defendant, Nordstrom Rack, is, upon information and belief, a corporation, partnership, sole proprietorship, unincorporated association or other legal entity existing under the laws of the Commonwealth of Pennsylvania with an address and principal place of business at 1700

Chestnut Street, Philadelphia, PA 19103. Defendant, Nordstrom Rack, regularly conducts business in Philadelphia County.

3. Defendant, Nordstrom Rack Chestnut Street, is, upon information and belief, a corporation, partnership, sole proprietorship, unincorporated association or other legal entity existing under the laws of the Commonwealth of Pennsylvania with an address and principal place of business at 1700 Chestnut Street, Philadelphia, PA 19103. Defendant, Nordstrom Rack Chestnut Street, regularly conducts business in Philadelphia County.

4. Defendant, Nordstrom, Inc., is, upon information and belief, a corporation, partnership, sole proprietorship, unincorporated association or other legal entity existing under the laws of the State of Washington with an address and principal place of business at 1617 6<sup>th</sup> Avenue, Seattle, Washington 98101. Defendant, Nordstrom, Inc., regularly conducts business in Philadelphia County.

5. At all times relevant hereto, defendants were in exclusive possession, management and control of the property, staffing, shelving and products contained in Nordstrom Rack, as described below located at 1700 Chestnut Street, Philadelphia, PA 19103.

6. At all times relevant hereto, defendants were responsible for maintenance of 1700 Chestnut Street, Philadelphia, PA 19103.

7. On or about January 21, 2018, while plaintiff was lawfully on the aforesaid premises she was caused to suffer injury as a result of a defective condition of the premises, i.e. defective staffing and shelving of products contained in the store, causing an unreasonably dangerous condition to exist.

**COUNT I - NEGLIGENCE**

**Plaintiff, Sheila Paulos v. Defendants**

8. Plaintiff incorporates by reference all preceding paragraphs of this Complaint as though fully set forth at length.
9. The accident was caused exclusively and solely by the defendants' negligence, in that:
- a. Defendant caused or permitted dangerous conditions to exist;
  - b. Defendant failed to make a reasonable inspection of the premises, which would have revealed the dangerous condition created by Defendant;
  - c. Defendant failed to give warning of the dangerous condition and failed to erect barricades or to take any other precautions to prevent injury to Plaintiff;
  - d. Defendant failed to remove the defective condition;
  - e. Defendant failed to exercise reasonable prudence and due care to keep the premises in a safe condition for the Plaintiff;
  - f. Defendant failed to properly staff the store that they were responsible for;
  - g. Defendant had defective shelving containing products, which was too high for patrons;
  - h. Defendant failed to provide adequate aid for patrons to obtain products; and
  - i. Defendant was otherwise negligent under the circumstances.
10. At all times relevant hereto, defendants acted through their employees, servants, and agents.
11. Defendants through their employees, servants and agents, either had actual notice of the unsafe and dangerous condition of the premises and sufficient time to correct the dangerous situation, or the condition existed for so long a period of time prior to the occurrence that defendants,

in the exercise of due care, could and should have known of the unsafe and dangerous condition of the premises.

12. Solely as a result of the negligence of defendants, plaintiff was caused to suffer various physical injuries, including, but not limited to, injuries to plaintiff's head, face and nose including fracture requiring surgery.

13. As a direct result of the aforesaid injuries, plaintiff suffered severe shock to her nervous system, great physical pain, and mental anguish, all of which may continue for an indefinite period of time into the future.

14. Plaintiff has been compelled to expend and will be required to expend various sums of money for medication and medical attention in attempting to remedy the aforementioned injuries.

15. As a result of her injuries, plaintiff has and may in the future continue to incur unreimbursed wage loss.

16. As a result of her injuries, plaintiff has suffered a permanent disability and a permanent impairment of her earning power and capacity.

17. As a direct result of the injury, plaintiff has been prevented from attending to her usual duties and obligations, and believes that she may be prevented from so doing in the future, as her injuries seem to be permanent in nature.

WHEREFORE, plaintiff demands judgment against all defendants, jointly and severally, in an amount in excess of Fifty Thousand (\$50,000.00) Dollars and in excess of the arbitration limit of this court.

SACCHETTA & BALDINO

By: /S/THOMAS F. SACCHETTA, ESQUIRE  
THOMAS F. SACCHETTA, ESQUIRE  
Attorney for plaintiff

**VERIFICATION**

The undersigned verifies that the statements made in the foregoing document are true and correct to the best of his knowledge, information and belief. The undersigned understands that false statements herein are made subject to the penalties of 18 Pa.C.S. §4904, relating to unsworn falsification to authorities.

/s/Thomas F. Sacchetta  
THOMAS F. SACCHETTA